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14 Attorneys for Defendants
15 GIGANEWS, INC., and
16 LIVEWIRE SERVICES, INC.

17 UNITED STATES DISTRICT COURT
18 CENTRAL DISTRICT OF CALIFORNIA
19 WESTERN DIVISION

20 PERFECT 10, INC., a California
21 corporation,

22 Plaintiff,

23 v.

24 GIGANEWS, INC., a Texas Corporation;
25 LIVEWIRE SERVICES, INC., a Nevada
corporation; and DOES 1 through 100,
inclusive,

26 Defendants.

27 GIGANEWS, INC., a Texas Corporation;
28 LIVEWIRE SERVICES, INC., a Nevada
Corporation,

29 Counterclaimants,

30 v.

31 PERFECT 10, INC., a California
32 Corporation,

33 Counterdefendant.

34 Case No.: 11-cv-07098-ABC (SHx)

35 **DISCOVERY MATTER**
36 *Before Hon. Stephen J. Hillman*

37 **JOINT STIPULATION
38 REGARDING [PROPOSED]
39 SECOND AMENDED ORDER
40 GRANTING DEFENDANTS
41 GIGANEWS, INC. AND
42 LIVEWIRE SERVICES, INC.'S
43 MOTION TO COMPEL
44 DISCOVERY COMPLIANCE
45 FROM THIRD-PARTY
46 WITNESSES**

47 Discovery Cut-off: June 30, 2014
48 Pretrial Conference: January 19, 2015
49 Trial Date: January 27, 2015

1 Defendants GIGANEWS, INC., and LIVEWIRE SERVICES, INC.
 2 (“Defendants”), Plaintiff PERFECT 10, INC. (“Plaintiff”), and Gwendalyn
 3 Augustine (“Augustine”), Jennifer McCall (“McCall”), Sean Chumura
 4 (“Chumura”), Melanie Poblete (“Poblete”), Szabolcs Apai (“Apai”), and Eileen
 5 Koch (“Koch”) (collectively, the “Third-Party Witnesses”) hereby stipulate as
 6 follows and request a confirming Order of the Court:

7 **STIPULATION**

8 WHEREAS, on June 5, 2014, the Court entered Dkt. 312, the “ORDER
 9 GRANTING DEFENDANTS GIGANEWS, INC. AND LIVEWIRE SERVICES,
 10 INC.’S MOTION TO COMPEL DISCOVERY COMPLIANCE FROM THIRD-
 11 PARTY WITNESSES” (the “June 5, 2014 Order”).

12 WHEREAS, on June 16, 2014, the Court subsequently entered Dkt. 318, the
 13 “AMENDED ORDER GRANTING DEFENDANTS GIGANEWS, INC. AND
 14 LIVEWIRE SERVICES, INC.’S MOTION TO COMPEL DISCOVERY
 15 COMPLIANCE FROM THIRD-PARTY WITNESSES” (the “Amended Order”).

16 WHEREAS, on June 27, 2014, the Court entered Civil Minutes (Dkt. 338)
 17 directing counsel to “meet and confer, and then jointly lodge a Second Amended
 18 Order which tracked the court’s original [June 5, 2014 Order] (deferring
 19 sanctions).”

20 NOW, THEREFORE, IT IS HEREBY STIPULATED by the Parties and
 21 Third-Party Witnesses through their counsel of record as follows:

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23 ///

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28 ///

1 1. The Parties and Third-Party Witnesses request that the Court enter the
2 “[PROPOSED] SECOND AMENDED ORDER GRANTING
3 DEFENDANTS GIGANEWS, INC. AND LIVEWIRE SERVICES, INC.’S
4 MOTION TO COMPEL DISCOVERY COMPLIANCE FROM THIRD-
5 PARTY WITNESSES” submitted herewith.

6
7 Dated: July 7, 2014

FENWICK & WEST, LLP

9 By /s/ Joseph S. Belichick
10 Joseph S. Belichick

11 Attorneys for Defendants
12 GIGANEWS, INC. and LIVEWIRE
13 SERVICES, INC.

14 Dated: July 7, 2014

PERFECT 10, INC.

15 By /s/ David N. Schultz
16 David N. Schultz

17 Attorneys for Plaintiff
18 PERFECT 10, Inc.

19 **ATTESTATION**

20 I hereby attest that the concurrence in the filing of this document has been
21 obtained from the signatory indicated by a “conformed” signature (/s/) within this
22 e-filed document.

23 /s/ Joseph S. Belichick
24 Joseph S. Belichick